

# Advisory Commission on Sentencing

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Description	FY 2003 Approved	FY 2004 Proposed	% Change
Operating Budget	\$633,421	\$634,137	0.1

The mission of the D.C. Advisory Commission on Sentencing (ACS) is to promote the following policies:

- Sentencing policies should be just, fair and consistent similarly situated offenders should receive similar sentences.
- Sentencing policies should be clear: the offender, victim, and the public should understand what a sentence means at the time it is imposed.
- Sentencing policies should make judicious use of resources: incarceration should be used for violent and repeat offenders, while intermediate sanctions should be considered for other offenders as appropriate.
- Sentencing policies should reflect the goals of sentencing: incapacitation of the violent or habitual offender, deterrence of the offender and others from future crime, rehabilitation and reintegration of the offender into the community following release, and restitution to victims and the public. Adequate prison, jail, and community resources should support sentencing policies.

The agency plans to fulfill its mission by achieving the following strategic result goals:

- By November 2003, recommend a comprehensive structured sentencing system in the District, or, in the alternative, a detailed explanation as to why the District of Columbia does not need a structured sentencing system.
- By November 2003, assess the change in the sentencing outcomes, and the factors affecting sentencing outcomes, during implementation of the determinate sentencing system.
- Lead implementation of the comprehensive structured sentencing system as directed by the Council.

## Did you know...

Telephone	(202) 727-8822
Number of jurisdictions with Sentencing Guidelines adopted or under review	22 states and the federal government

## Where the Money Comes From

Table FZ0-1 shows the sources of funding for the D.C. Advisory Commission on Sentencing.

Table FZ0-1

### FY 2004 Proposed Operating Budget, by Revenue Type

(dollars in thousands)

	Actual FY 2001	Actual FY 2002	Approved FY 2003	Proposed FY 2004	Change From FY 2003	Percent Change
Local Fund	392	416	633	634	1	0.1
<b>Total for General Fund</b>	<b>392</b>	<b>416</b>	<b>633</b>	<b>634</b>	<b>1</b>	<b>0.1</b>
<b>Gross Funds</b>	<b>392</b>	<b>416</b>	<b>633</b>	<b>634</b>	<b>1</b>	<b>0.1</b>

## How the Money is Allocated

Tables FZ0-2 and 3 show the FY 2004 proposed budget for the agency at the Comptroller Source Group level (Object Class level) and FTEs by fund type.

Table FZ0-2

### FY 2004 Proposed Operating Budget, by Comptroller Source Group

(dollars in thousands)

	Actual FY 2001	Actual FY 2002	Approved FY 2003	Proposed FY 2004	Change from FY 2003	Percent Change
11 Regular Pay - Cont Full Time	192	255	373	373	0	0.0
13 Additional Gross Pay	3	5	0	0	0	0.0
14 Fringe Benefits - Curr Personnel	34	43	56	56	0	0.0
<b>Subtotal Personal Services (PS)</b>	<b>228</b>	<b>303</b>	<b>428</b>	<b>428</b>	<b>0</b>	<b>0.0</b>
20 Supplies and Materials	1	4	15	8	-7	-46.7
30 Energy, Comm. and Bldg Rentals	52	51	113	7	-106	-94.2
31 Telephone, Telegraph, Telegram, Etc	0	0	0	5	5	-
32 Rentals - Land and Structures	0	0	0	12	12	-
33 Janitorial Services	0	0	0	4	4	-
34 Security Services	0	0	0	5	5	-
40 Other Services and Charges	15	17	35	38	3	8.2
41 Contractual Services - Other	80	38	42	117	75	178.0
70 Equipment & Equipment Rental	16	2	0	10	10	-
<b>Subtotal Nonpersonal Services (NPS)</b>	<b>164</b>	<b>113</b>	<b>205</b>	<b>206</b>	<b>1</b>	<b>0.3</b>
<b>Total Proposed Operating Budget</b>	<b>392</b>	<b>416</b>	<b>633</b>	<b>634</b>	<b>1</b>	<b>0.1</b>

Table FZ0-3

**FY 2004 Full-Time Equivalent Employment Levels**

	Actual FY 2001	Actual FY 2002	Approved FY 2003	Proposed FY 2004	Change from FY 2003	Percent Change
<b>General Fund</b>						
Local Fund	3	5	6	6	0	0.0
<b>Total for General Fund</b>	<b>3</b>	<b>5</b>	<b>6</b>	<b>6</b>	<b>0</b>	<b>0.0</b>
<b>Total Proposed FTEs</b>	<b>3</b>	<b>5</b>	<b>6</b>	<b>6</b>	<b>0</b>	<b>0.0</b>

**Gross Funds**

The proposed budget is \$634,137, representing a change of 0.1 percent from the FY 2003 approved budget of \$633,421. There are 6 total FTEs for the agency, representing no change from FY 2003.

**General Fund**

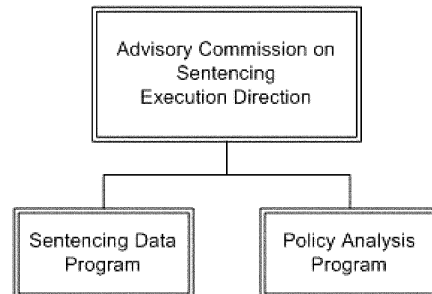
**Local Funds.** The proposed budget is \$634,137, representing an increase of \$716 from the FY 2003 approved budget of \$633,421

There are 6 FTEs funded by Local sources, representing no change from FY 2003.

Changes from the FY 2003 approved budget are:

- A net increase of \$2,829 in nonpersonal services to reflect projected fixed costs and to align the budget for supplies and materials with historical spending.
- A decrease of \$2,113 in nonpersonal services reflecting gap-closing measures for FY 2004.

Figure FZ0-1

**D.C. Advisory Commission on Sentencing****Programs**

The D.C. Advisory Commission on Sentencing performs its mission by operating the Sentencing Data Program and the Policy Analysis Program.

The District Council established the District of Columbia Advisory Commission on Sentencing ("Commission") in 1998. The com-

mission's principal duties are to review and analyze sentencing data, and make recommendations to the council for the establishment of a fair and rational sentencing system that takes into account the requirements of Chapter 2 of Subtitle C of Title XI of the National Capital Revitalization and Self-Government Improvement Act of 1997, approved August 5,

1997. The commission has 17 members, 13 of whom have voting rights.

As a result of recent changes in law, the District continues to adapt to determinate sentencing. Also, offenders serve their sentences (if sentenced to a term of incarceration) in a facility operated by the Federal Bureau of Prisons. The commission is collecting additional information to supplement existing court information as it actively monitors sentencing practice.

The impact of these and other changes in law is unknown to date, and the commission's data collection and analysis is vital to developing a comprehensive evaluation of determinate sentencing practice (Sentencing Data Program). The commission has a vital mission: to establish basic safety through sentencing policy recommendations to the Council that are fair, consistent, make judicious use of resources, and promote the incapacitation of violent or habitual offenders. To this end, the commission is preparing detailed policy recommendations regarding structured sentencing (Policy Analysis Program).

### Sentencing Data Program

The commission's primary activity for FY 2003 and FY 2004 is to closely monitor implementation of the new determinate sentencing system and prepare recommendations for the Council regarding the prospects of structured sentencing. To this end, the commission is collecting and analyzing data on sentencing practices after implementation of determinate sentencing. Critical deliberations on future sentencing policy rest on full and immediate funding of this effort.

### Policy Analysis Program

The commission will devote much of FY 2003 to preparing a comprehensive and detailed set of legislative recommendations on structured sentencing for the District, including sufficient specifics to provide a blueprint for implementation should the recommendation be to go forward to implement the plan. In FY 2004, the commission will work with the Council on this blueprint for structured sentencing, and begin training and monitoring efforts for implementation as directed by the Council.

## Agency Goals and Performance Measures

### Goal 1: Report on sentences imposed under the indeterminate sentencing system for the period 1996-2000.

*Citywide Strategic Priority Area(s):* Enhancing

Unity of Purpose and Democracy

*Manager(s):* Dr. Kim Hunt, Executive Director

*Supervisor(s):* Dr. Kim Hunt, Executive Director

#### Measure 1.1: Percentage of felony sentencing tables distributed to all judges, active criminal attorneys, and interested individuals, to clarify the District's past sentencing practice

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	95	100	100	100	-
Actual	85	85	-	-	-

#### Measure 1.2: Number of months to submit updated historical data on felony sentencing practice

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	N/A	N/A	12	-	-
Actual	N/A	N/A	-	-	-

### Goal 2: Collect data from the Superior Court of the District of Columbia on the length of and reasons for each sentence imposed for crimes committed on or after August 5, 2000.

*Citywide Strategic Priority Area(s):* Making

Government Work; Enhancing Unity of Purpose and Democracy

*Manager(s):* Dr. Kim Hunt, Executive Director

*Supervisor(s):* Dr. Kim Hunt, Executive Director

#### Measure 2.1: Stratified sample size of supplement cases collected with CSOSA and Superior Court

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	400	400	1200	1200	1200
Actual	5756	1300	-	-	-

Note: The commission has collected data on all cases from 1999 and 2000 via automated files. FY 2004 target changed from 2,000 to 1,200 because 2,000 is well above the number expected.

**Goal 3: Within 60 days of the end of the fiscal year, submit to the Council an annual report detailing actions taken to date.**

*Citywide Strategic Priority Area(s):* Making Government Work; Enhancing Unity of Purpose and Democracy

*Manager(s):* Dr. Kim Hunt, Executive Director

*Supervisor(s):* Dr. Kim Hunt, Executive Director

**Measure 3.1: Days it takes to submit the annual report to Council**

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	N/A	60	60	60	60
Actual	N/A	60	-	-	-

Note: Report requirement began November 2000.

**Measure 3.2: Percentage of requests for copies of the annual report fulfilled, either through the commission's website or by mailing hard copies**

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	100	100	100	100	100
Actual	100	100	-	-	-

**Goal 4: Project the impact, if any, on the number of incarcerated offenders and offenders on supervised release if commission recommendations are implemented.**

*Citywide Strategic Priority Area(s):* Strengthening Children, Youth, Families, and Elders

*Manager(s):* Dr. Kim Hunt, Executive Director

*Supervisor(s):* Dr. Kim Hunt, Executive Director

**Measure 4.1: Number of projection models developed in preparation for fiscal year**

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	1	1	1	1	1
Actual	0	N/A	-	-	-

**Measure 4.2: Percentage of all recommendations accompanied by estimated population changes (if appropriate)**

	Fiscal Year				
	2001	2002	2003	2004	2005
Target	N/A	100	100	100	100
Actual	N/A	N/A	-	-	-

